

**ANDREW N. BARRETT**

ATTORNEY  
711 W. 7<sup>th</sup> Street  
AUSTIN, TEXAS 78701  
(512) 472-9326  
FAX (512) 472-6463

WRITER'S E-MAIL ADDRESS ANB@BARRETLAW.NET

November 17, 2005

Office of Chief Clerk  
MC-105  
TCEQ  
P.O. Box 13087  
Austin, Texas 78711-3087

*ASR*  
*50389*

*PM OPA HR*  
NOV 17 2005

BY *[Signature]*

CHIEF CLERKS OFFICE

NOV 17 AM 10:53

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

Re: Proposed Flexible Air Quality Permit No. 76962

To Whom It May Concern:

I have been asked by Earl and Emily Sabo, 2025 N. FM 2148 and Don and Betty Rich, 2024 N. FM 2148, both in Texarkana, Texas 75501, to submit comments regarding the above-referenced application. Both families live north of the existing and proposed facility and the residences are each less than 400 yards, but the property lines are near adjacent to the facility.

The Sabos and the Riches are each concerned about the health effects of the constituents that are proposed to be emitted; especially given the proximity of the residences to the proposed facility. Furthermore, both the Sabos and Riches are concerned about property damage from any further permitted activities.

The applicant currently cleans and paints railroad cars. The Sabos and Riches have each experienced nuisance odors and property impacts from these operations. The property impacts include paint chips and other matters impacting vehicles and other property.

As such, the Sabos and Riches request both a public meeting and a contested case hearing on this permit application. There is sufficient public concern and public interest in that the facility appears to be in a position to be expanded and the nearest neighbors have concerns with such activities.

*ad*

I can be reached at 512-472-9326 with any questions.

Very truly yours,

A handwritten signature in cursive script that reads "Andy Barrett".

Andrew N. Barrett

**ANDREW N. BARRETT**

ATTORNEY  
711 W. 7<sup>th</sup> Street  
AUSTIN, TEXAS 78701  
(512) 472-9326  
FAX (512) 472-6463

WRITER'S E-MAIL ADDRESS ANB@BARRETLAW.NET

November 17, 2005

To: Office of Chief Clerk;  
Richard Hyde

From: Andy Barrett

Re: Comments and Hearing Request for Proposed Air Permit No. 76962

CHIEF CLERKS OFFICE

2005 NOV 17 AM 10:53

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

2005 NOV 16 PM 2:34

CHIEF CLERKS OFFICE

November 14, 2005

Office of the Chief Clerk  
MC-105  
TCEQ  
P. O. Box 13087  
Austin, TX 78711-3087

RE: Midway Industrial Park, L.L.C.  
Permit #76962

NSR  
50389

HR  
OPA  
NOV 17 2005  
BY Jus

Gentlemen:

It has come to our attention that Midway Industrial Park, L.L.C. has applied for an Air Permit Proposed Flexible Air Quality, Permit #76962.

We request a contested case hearing regarding this permit. We feel that this permit would adversely affect wildlife, surrounding fishing lakes, health risks to our residents, and property values.

This property is within 1/3 mile from our subdivision. One of the best amenities of our subdivision is the fishing lakes. Our children spend a great deal of time outside fishing and playing. This would expose our children, not to mention parents and pets, to chemicals that Midway would be able to emit if this permit were granted.

If a hearing were scheduled, we would be able to find out specifically what Midway can or can not do with these chemical emissions, if they intend on filtering these emissions, long term affects from chemical exposure, and if there are alternative sites they can use to maintain this portion of their business.

Any correspondence can be made to:

Amy Yeldell  
152 Beaver Creek Run  
Texarkana, TX 75501  
903-831-7959 Office  
903-832-5367 Fax  
903-293-9228 Cell

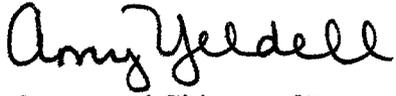
David Christian  
188 Beaver Creek Run  
Texarkana, TX 75501  
903-831-7959 Office  
903-832-5367 Fax  
903-278-7398 Cell

*[Handwritten mark]*

We are submitting a list of names of our concerned residents for your information.

We appreciate your time and consideration in this matter.

Sincerely,

A handwritten signature in black ink that reads "Amy Yeldell". The signature is written in a cursive style with a large initial "A" and a long, sweeping tail.

Concerned Citizens of Beaver Lake Estates  
Amy Yeldell, Representative

Gail & Norman Earnest  
1067 Beaver Lake Drive  
Texarkana, TX 75501  
903-223-6812 Home  
903-277-5244 Cell

Thomas & Amy Yeldell  
152 Beaver Creek Run  
Texarkana, TX 75501  
903-223-3758 Home

David & Linda Christian  
188 Beaver Creek Run  
Texarkana, TX 75501  
903-832-7962

Mark & Sherry Missildine  
675 Beaver Lake Drive  
Texarkana, TX 75501  
903-223-6156  
903-278-5195

John & Nancy Brooks  
96 Beaver Creek Run  
Texarkana, TX 75501  
903-832-2795

Rory & Cathy Heflin  
496 Tri-State Rd.  
Texarkana, TX 75501  
903-831-5729

Shirley & Dan Daniels  
633 Beaver Lake Drive  
Texarkana, TX 75501  
903-831-3551

Sara & Jerry Williamson  
537 Beaver Lake Drive  
Texarkana, TX 75501  
903-838-6484

Barbara & Calvert Simpson  
603 Beaver Lake Drive  
Texarkana, TX 75501  
903-832-3819

Norma & Dan Shanks  
569 Beaver Lake Drive  
Texarkana, TX 75501  
903-831-5697

Bryan Strand  
770 Beaver Lake Drive  
Texarkana, TX 75501  
903-223-8080

Louie & Cora Patton  
1149 Beaver Lake Drive  
Texarkana, TX 75501  
903-832-8894

CALL 1-800-222-1811 FOR PICKUP OR TRACKING OF ALL



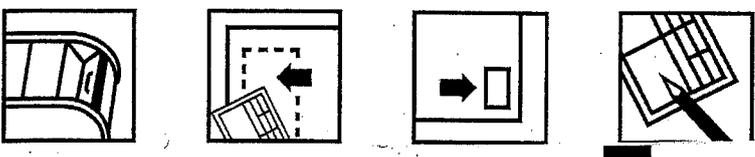
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FROM: (PLEASE PRINT) PHONE **903.223.3748**

**Amy Heldell**  
152 Beaver Creek Run  
Texarkana, TX 75501

CIT SCANNED: **NOV 14 2005**

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